

AO 440 (Rev. 10/93) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

MARK GRAY, Individually and on Behalf  
of All Others Similarly Situated,

SUMMONS IN A CIVIL CASE

V.

NEXCEN BRANDS, INC., DAVID S. OROS, ROBERT  
W. D'LOREN and DAVID MEISTER,

CASE NUMBER:

08 CIV 4906

TO: (Name and address of Defendant)

DAVID S. OROS  
c/o NexCen Brands, Inc.  
1330 Avenue of the Americas, 40th Floor  
New York, NY 10019-5400

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Coughlin Stoia Geller Rudman & Robbins LLP  
58 South Service Road, Suite 200  
Melville, NY 11747

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

MAY 28 2008

CLERK

DATE

(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>6/2/08</u>	
NAME OF SERVER (PRINT) <u>DANIEL DiCARLO</u>	TITLE <u>Process Server</u>	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where _____ _____		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's <del>dwelling house or usual place of abode</del> <u>Place of Business</u> with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were <u>Nicole Gandini / Office Manager</u> <u>At: 1330 Avenue of the Americas, N.Y. N.Y. Lobby</u>		
<input type="checkbox"/> Returned _____ _____ _____		
<input type="checkbox"/> Other _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>6/2/08</u> <u>[Signature]</u>            Date Signature of Server</p> <p style="text-align: center;"><u>858 Merrick Ave., East Meadow</u>            Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.